

ATTACHMENT 1

The Honorable Robert S. Lasnik

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

GREGORY McNEILL and WILMA
ARMER, individually and on behalf of
all others similarly situated

Plaintiffs,

v.

OPENMARKET, INC., SPRINT
SPECTRUM, L.P., and NEXTEL WEST
CORPORATION,

Defendants.

No. C 08-1731RSL

**ORDER GRANTING STIPULATED
REQUEST TO STAY
PROCEEDINGS PENDING
SETTLEMENT NEGOTIATIONS**

The Court, having considered the Plaintiffs' and Defendant OpenMarket's Stipulated Request to Stay Proceedings Pending Settlement Negotiations (Dkt. #93), and being otherwise duly advised in the premises, hereby ORDERS as follows:

1. Plaintiffs' and OpenMarket's stipulated request to stay these proceedings and all aspects of Plaintiffs' case against Defendants, including the obligation to engage

1 in merits and class based discovery, as well as respond to any pending motions is hereby
2 GRANTED;

3 2. All aspects of Plaintiffs' case against Defendants are hereby STAYED for
4 60-days, through and including March 29, 2010;

5 3. The stay does not affect the briefing or consideration of Sprint's pending
6 Motion for Attorney Fees and Costs Reimbursement (Dkt. #86).

7 4. Plaintiffs and Defendant OpenMarket shall apprise the Court of the
8 progress of the settlement discussions between Plaintiffs and Defendant OpenMarket by
9 April 1, 2010.

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11 Dated this 28th day of January, 2010.

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13 Robert S. Lasnik
14 United States District Judge
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